

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In the matter of the application of

THE BANK OF NEW YORK MELLON (as Trustee under  
various Pooling and Servicing Agreements and Indenture  
Trustee under various Indentures), *et al.*,

Petitioners,

-against-

WALNUT PLACE LLC, *et al.*,

Intervenor- Respondents,

No. 11-CIV-5988 (WHP)

~~FILED~~ REVISED  
SCHEDULING ORDER

USDC SDNY  
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WILLIAM H. PAULEY III, District Judge:


Counsel for the parties, intervenors, and proposed intervenors having appeared for  
a November 3, 2011 conference, the following is established on consent:

- (1) This Court will supervise discovery in this action pending a ruling from the Court of Appeals for the Second Circuit;
- (2) The parties shall exchange initial disclosures under Fed. R. Civ. P. 26(a)(1) by November 17, 2011;
- (3) Discovery, including third-party discovery, shall commence on November 17, 2011;
- (4) Barring a showing of extraordinary need, no depositions may be taken until January 17, 2012;
- (5) The parties shall disclose the identities of any experts under Fed. R. Civ. P. 26(a)(2) by March 17, 2012;
- (6) All fact discovery shall be completed by April 17, 2012;

- (7) The parties shall serve any expert reports on issues for which that party bears the burden of proof by May 4, 2012;
- (8) The parties shall serve any responsive expert reports or expert reports for which a party does not bear the burden of proof by May 25, 2012;
- (9) The parties shall serve any rebuttal expert reports by June 1, 2012;
- (10) All expert discovery shall be completed by July 13, 2012; and
- (11) This Court will hold a status conference on July 18, 2012 at 11:00 a.m.

**IT IS SO ORDERED.**

Dated this 15<sup>th</sup> day of February, 2012

  
The Honorable William H. Pauley III  
United States District Court Judge